IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

| UNITED STATES OF AMERICA, | |) | |
|---------------------------|------------|---|---------------------|
| | Plaintiff, |) | |
| | , |) | |
| V. | |) | Case No. 4:09CR3048 |
| | |) | |
| VAN T. PHAM, | |) | |
| | |) | |
| | Defendant. |) | |

ORDER

THIS MATTER comes before the Court on Defendant's Unopposed Motion to Continue Plea Hearing, filing 20, from January 14, 2010, to a date certain not less than six months for a status conference. The Court, being fully advised in the premises, and noting that the Government has no objection to said continuance, finds that said motion should be granted.

IT IS THEREFORE ORDERED that the Defendant's plea hearing shall be continued for a status conference until the 14th day of July, 2010, at 1:00 p.m. The Defendant is ordered to appear at said time. This Court further finds that, based upon the showing set forth in Defendant's motion, the ends of justice will be served by continuing Defendant's plea hearing. Further, that taking such action outweighs the best interests of the public and the Defendant in a speedy trial. Accordingly, said continuance shall be excludable time pursuant to 18 <u>U.S.C.</u> §3161(h)(8)(A).

Dated December 14, 2009.

BY THE COURT:

Richard G. K opf

United States District Judge